

REMARKS

Reconsideration of the pending application is respectfully requested on the basis of the following particulars:

By this Amendment, claims 1- 44 have been cancelled in favor of new claims 45-48, which recite a number of features in the cancelled claims. For example, claim 48 includes the features of cancelled claims 7 and 8. No matter has been added.

With respect to the rejection of claims 1-25, 27-30, 36-41 and 43-44 under 35 U.S.C. §103(a) as obvious over Russo (US 2004/0123323) in view of Hoffert (US 6,370,543), to the rejection of claim 26 under 35 U.S.C. §103(a) as being unpatentable over Russo and Hoffert (US 6,370,543) in view of Yurt (U.S. 5,132,992), and to the rejection of claims 31-35 and 42 under 35 U.S.C. §103(a) as being unpatentable over Russo and Hoffert, the cancellation of claims 1-44 renders the rejections moot.

Notwithstanding the cancellation of claims 1-44, Applicant respectfully submits that new claims 45-48 are unobvious over Russo, Hoffert, and Yurt at least for the following reasons.

A characteristic of new claim 45 is in that the ECMs includes an encrypted content and a preview limit information describing a pre-viewable time period of said content data and a time information describing time, and a preview is generated with the use of said ECM, when judging said preview limit of received ECM has not passed the time described as said time information.

The embodiment recited in claim 45 enables a transmitting device to set up preview limit information describing a pre-viewable time period of said content data and time information describing time voluntarily. Therefore, it is possible to specify and store a desired part of the content as a preview. For instance, if the time for broadcasting is one month, a beginning part of the content can be specified as a preview during first week of broadcasting or an adjacent climax part of the content can be specified as a preview during last week of broadcasting to promote viewing.

Applicant respectfully asserts that Russo and Hoffert, combined or separately, do not teach, disclose, or suggest the features and advantages of claim 45.

Russo and Hoffert generally describe that user can execute category search. However, the cited references do not teach, disclose, or suggest, for example, the playing back part

which selects and plays back a desired preview belonging to the category to be searched out of a plurality of previews being stored while performing in response to another command differ from the playback command that is a command for displaying a program table created in accordance with a category search, as recited in new claim 48.

In view of the amendments to the claims, and in further view of the foregoing remarks, it is respectfully submitted that the application is in condition for allowance. Accordingly, it is requested that claims 45-48 be allowed and the application be passed to issue.

If any issues remain that may be resolved by a telephone or facsimile communication with the Applicant's representative, the Examiner is invited to contact the undersigned at the numbers shown.

Further, while no fees are believed to be due, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-4525.

Respectfully submitted,

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